

10-23-03
#10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Beddome et al.)	Docket No.: 90099009
)	
Serial No. 10/068,765)	Group Art Unit: 3743
)	
Title: Heat Exchanger Having)	Examiner: Tho V. Duong
Variable Thickness Tie Rods And)	
Method Of Fabrication Thereof)	
)	
Filed: 02/05/2002)	

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RESPONSE TO ELECTION/RESTRICTION REQUIREMENT DATED
SEPTEMBER 22, 2003

Hon. Commissioner for Patents
Alexandria, VA 22313-1450

Dear Hon. Commissioner:

This is in response to the Office Action communication mailed on September 22, 2003 requiring election to a designated species. Examiner is requiring restriction under 35 U.S.C. 121 to one of two groups of claims. Furthermore, if Applicants elect Group II, Examiner is requiring applicant under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits.

ELECTIONS


Applicants elect Group I, claims 1-21. Applicants withdraw from consideration the claims of Group II, claims 22-30. Based on the text of the Office Action and given Applicants' election of Group I, it is not believed that the Examiner is further requiring Applicant to elect a species. However, in case the Examiner intended otherwise, in order to expedite prosecution on the merits, Applicants make the following provisional election

of species: The species of figure 10. The claims of Group I readable on this species are claims 1-16 and 18-21.

Applicant submits that the pending claims are in condition for allowance and action by the Examiner in that regard is respectfully requested.

Respectfully submitted,

Honeywell International Inc.
Garrett Engine Boosting Systems
23326 Hawthorne Boulevard, Suite 200
Torrance, California 90505

By: 
Ephraim Starr
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Oct. 21, '03

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Please see attached:

Filing: Response to Office Action dated September 22, 2003
Honeywell Docket No.: 900-99-009
Patent Application No.: 10/068,765
Filed: February 5, 2002

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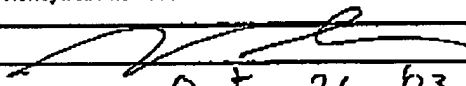
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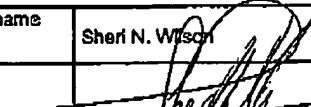
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/068,765
	Filing Date	February 5, 2002
	First Named Inventor	David Beddome et al.
	Art Unit	3743
	Examiner Name	Tho V. Duong
	Attorney Docket Number	90099009
Total Number of Pages in This Submission		3

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Ephraim Starr, Division General Counsel Honeywell International Inc.
Signature	
Date	OCT. 21, 03

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name	Sheri N. Wilson		
Signature		Date	OCT 21, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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